

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
Fries, et al.

Serial No. 10/787,345

Filed: February 26, 2004

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Examiner: Binh Kien Tieu

Confirmation No.: 3974

Group No.: 2614

For: Computerized System and Method for Updating the Layout of a Telecommunications Network

Commissioner for Patents
Post Office Box 1450
Alexandria, VA 22313-1450

Dear Sir:

AFFIDAVIT OF ZAINCORIE TAYLOR-SMITH FOR ABANDONED APPLICATION

I, Zaincorie Taylor-Smith, being duly sworn, depose and say that:

1. I was the IP Docket and File Coordinator in the Patent Department for Patton Boggs LLP from April 2007 to April 2008. I was personally aware of the actions taken with respect to all mail incoming into the Dallas Office of the law firm of Patton Boggs LLP, Patent Department received from the United States Patent and Trademark Office (PTO).

2. I received and opened all mail for the Patent Department of the Dallas Office of Patton Boggs LLP received from the PTO.

3. Once opened, I date stamp each piece of mail and deliver each piece of mail, including Office Actions documents, from the PTO to Elizabeth Stafford for docketing and to the appropriate administrative secretary in the Patent Department of Patton Boggs LLP. I also forward such mail and copies of such mail for entry in the electronic docketing system maintained by Patton Boggs LLP.

4. A review of the file in the above-identified matter indicates that the Office Action for the above-identified application was never received by myself nor was it ever delivered for action to be taken with the statutory period.

I hereby declare that all statements made herein of my own knowledge are true; that all statements made herein on information and belief are to be true; and further that these statements were made with the knowledge that willful false statements and the like are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statement may jeopardize the validity of this application and any registration resulting therefrom.

Further affiant sayeth not.

Zaincorie Taylor-Smith
Zaincorie Taylor-Smith

STATE OF TEXAS §
 §
COUNTY OF DALLAS §

SUBSCRIBED AND SWORN TO BEFORE ME this 11th day of
November, 2008



Carol Marstaller
Notary Public in and for
THE STATE OF TEXAS